

To the Members of the California State Senate:

I am signing Senate Bill 9 Second Extraordinary Session:

This bill narrows potential prevailing wage obligations for charter cities involving work on water, sewer, or storm drain systems that have previously been extended to disadvantaged communities. As the uncoded findings in this bill note, there has been and continues to be litigation over the Legislature's Constitutional authority to impose prevailing wage obligations on municipal projects of charter cities. I am signing this bill with the understanding that the Legislature's uncoded findings will not affect the ultimate resolution of this issue presently before the courts. Instead, the findings do no more than acknowledge this litigation and clarify that the Legislature intends that should it be found to lack Constitutional authority to impose prevailing wage obligations on municipal projects, the mere expansion of a charter city's water, sewer, or storm drain systems into a disadvantaged community will not itself subject further work on those systems within the charter city's boundaries to prevailing wage obligations.

Sincerely,

Arnold Schwarzenegger